

Appeal from Order No. 1413 of 2001
(Old No. 251 of 2000)
Hon. P.C. Pant, J.

Heard.

This is delay condonation application for condonation of delay in filing the appeal against the order dated 30.08.1998, passed by Motor Accident Claims Tribunal, Tehri Garhwal, whereby compensation to the tune of Rs. 1,60,000/- was awarded in terms of compromise before Lok Adalat.

The appellant appears to be aggrieved from the additional condition imposed by the tribunal that if the amount is not paid within two months, 18% interest per annum would be awarded. From the perusal of the record, it appears that the new India Assurance Company (present appellant), deposited the amount as per the award in the execution and participated in said proceedings.

In the circumstances, the delay of one year and 157 days in filing this appeal cannot be said to be sufficiently explained, whereby the appellant was prevented from filing the appeal.

Therefore the delay condonation application is rejected. The appeal stands dismissed as barred by time.

Dt. 22.03.2006 (P.C. Pant, J.)
Sweta